

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**FEDERATION OF PHYSICIANS AND
DENTISTS,**

Plaintiff,

v.

JOHN F. KENNEDY MEMORIAL HOSPITAL

Defendant.

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: **Civ. Action No. 02-CV-4039 (PBT)**
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**MOTION TO VACATE ORDER DISMISSING CASE
PURSUANT TO RULE 41.1(b)**

AND NOW comes Plaintiff Federation of Physicians and Dentists (the “Union”), and moves the court to vacate and strike from the record its Order dated April 26, 2004, dismissing this case with prejudice pursuant to Local Rule of Civil Procedure 41.1(b).

WHEREFORE, the Union respectfully requests that the Court issue an order vacating and striking from the record the Order dismissing this action, and compelling J.F.K. Memorial Hospital to pay \$10,000.00 in satisfaction of the parties’ settlement agreement and to comply with the remaining terms of the agreement.

Respectfully submitted,

By _____
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Dated: July 16, 2004

Attorneys for Plaintiff Federation of Physicians
and Dentists